



12-15-04

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EXPRESS MAIL LABEL NO.
EV 125372235 US

PATENTS
Attorney Docket No. CENT/008 DIV CON.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT APPLICATION

Applicants : Murray et al.
Application No. : 10/052,879 Confirmation No. : 1807
Filed : October 22, 2001
For : METHODS FOR USE OF MPL LIGANDS WITH
PRIMITIVE HUMAN STEM CELLS
Group Art Unit : 1635
Examiner : Sean McGarry

New York, New York 10020
December 13, 2004

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

SUPPLEMENTAL RESPONSE TO OFFICE ACTION

Sir:

This is a supplemental response to the Office Action dated June 14, 2004.

No fees are believed due with this response. However, if a fee is due, the Director is authorized to charge deposit account 06-1075.

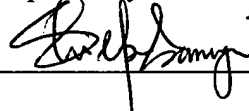
Applicants gratefully acknowledge the helpful assistance that the Examiner provided during the December 7, 2004 telephonic interview with applicants' representative, Shilpi Banerjee. During the teleconference, the Examiner informed applicants' representative that the previous response, filed on September 29, 2004, was

not entered into the file. Applicants enclose herewith a copy of that response and all supporting documents filed on September 29, 2004 by first class mail, as indicated by the certificate of mailing. In addition, applicants enclose a copy of the canceled check making the payment for the petition for a one-month extension, filed with the September 29, 2004 response. This check is enclosed as further indication that the response was received by the Patent Office. Applicants did not receive the enclosed return postcard acknowledging receipt of application.

In addition, applicants hereby submit a replacement terminal disclaimer, executed by an authorized party on behalf of assignee.

Applicants believe that the application is in now in condition for allowance. Therefore, reconsideration and allowance of this application is respectfully requested.

Respectfully submitted,



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Group Art Unit : 1635
Examiner : Sean McGarry

New York, New York
September 29, 2004

Hon. Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

REPLY TO OFFICE ACTION

In response to the Office Action dated June 14, 2004 in the above application, consideration of the following is requested.

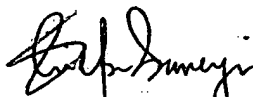
Claims 63-65 stand rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-11 of U.S. Patent 6,060,052 and claims 1-14 of U.S. Patent 6,326,205. Applicants file herewith a Terminal Disclaimer under 37 C.F.R. § 1.321 (b) and (c), disclaiming the portion of the term of any patent to be granted on this application which would extend beyond the expiration date of U.S. Patent 6,060,052 and the expiration date of U.S. Patent 6,326,205. The Terminal Disclaimer obviates the double patenting rejections.

A check in the amount of \$110.00 in payment of the fee for filing the
Terminal Disclaimer is enclosed.

In view of the foregoing, claims 63-65 are in condition for allowance.

Reconsideration and allowance of this application is respectfully requested.

Respectfully submitted,

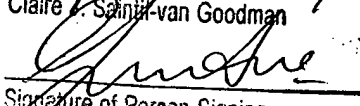


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I hereby certify that this
Correspondence is being
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Addressed to:
Commissioner for Patents
P.O. Box 1450
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September 29, 2004
Claire J. Smith-van Goodman


Signature of Person Signing